

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6352

BILL NUMBER: SB 417

NOTE PREPARED: Feb 7, 2013

BILL AMENDED:

SUBJECT: Health Provider Reporting of Domestic Violence.

FIRST AUTHOR: Sen. Waltz

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill requires a health care provider to: (1) implement protocols and policies for the identification of domestic violence and to offer intervention and treatment services; and (2) report an incident of domestic violence to the local law enforcement agency. The bill specifies information to be included in the report. It provides civil and criminal immunity for a person who is required to report an incident of domestic violence.

Effective Date: July 1, 2013.

Explanation of State Expenditures: This bill has an indeterminate fiscal impact. The bill requires a health care provider to offer intervention and treatment services for persons believed to be victims of domestic violence. The bill may cause an increase in demand for intervention services to the extent that health care providers are not already providing these services to victims of domestic violence willing to consent to receive the services. Demand for emergency shelter services and Community Mental Health Center services may increase.

Explanation of State Revenues:

Explanation of Local Expenditures: This bill has an indeterminate fiscal impact. The bill may cause an increase in domestic violence reports being made to local law enforcement agencies to the extent that health care providers are not already reporting suspected cases of domestic violence. The bill requires the specified health care providers to orally report suspected cases to local law enforcement if they have the victim's informed consent to make the report. If the provider does not have the victim's consent, the provider may make

the report if the provider believes that the victim's failure to consent to the report is due to coercion. An increase in the reporting of domestic violence to local law enforcement may result in more arrests and prosecutions.

Explanation of Local Revenues:

State Agencies Affected: Division of Mental Health and Addiction; Office of Medicaid Policy and Planning; FSSA; state higher educational institutions.

Local Agencies Affected: Local law enforcement; Local government-owned hospitals; local departments of health.

Information Sources:

Fiscal Analyst: Kathy Norris, 317-234-1360.